

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF ILLINOIS**

In re:) In proceedings under Chapter 13
Jason J. Barth,) Honorable Carol A. Doyle
)
) Case No. 23-01153
)
Debtor.)

RESPONSE TO DEBTOR'S OBJECTION TO CLAIM 3-2

COMES NOW TD Bank, N.A., successor in interest to TD Auto Finance LLC ("TD Bank"), by counsel, and responds as follows to Debtor's Objection to its claim:

1. TD Bank denies the averments of Debtor and requests strict proof.
2. TD Bank issued the 1099-C, Cancellation of Debt in error.
3. A corrected 1099-C form has been issued. *See* attached as Exhibit 1 and incorporated herein by reference.

WHEREFORE, TD Bank respectfully prays that this Court overrule the Debtor's Objection to this claim.

RIEZMAN BERGER, P.C.

/s/ Kathryn A. Klein
Kathryn A. Klein, #06199235
7700 Bonhomme, 7th Floor
St. Louis, MO 63105
(314) 727-0101
(314) 727-1086 (FAX)
kak@riezmanberger.com
Attorneys for TD Bank

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing document was electronically served using the CM/ECF system to the following on April 19, 2023:

David H Cutler
4131 Main St.
Skokie IL 60076

Attorney for Debtor

Thomas H. Hooper
55 E. Monroe St., Suite 3850
Chicago IL 60603

Chapter 13 Trustee

Office of the United States Trustee
219 S Dearborn St, Room 873
Chicago, IL 60604

I further certify that a copy of the foregoing document was served on the following parties by sending postage prepaid, in the United States Mail, by first-class mail to the following on April 19, 2023:

Jason J. Barth
636 Sycamore Lane
Wheeling IL 60090

Debtor

/s/ Kathryn A. Klein